

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
EASTERN DIVISION

EDNA RUSS, *et al.*

PLAINTIFFS

VS.

CIVIL ACTION NO. 4:02cv521-TSL-AGN

WYETH, *et al.*

DEFENDANTS

ORDER OF DISMISSAL

This case was set on the docket of the Court on this date for a telephonic case management conference. The parties informed the Court that they have reached a compromise and settlement of all pending claims in this matter. Accordingly, the Court being desirous of removing this matter from its docket;

IT IS, THEREFORE, ORDERED that this action be, and it is hereby dismissed with prejudice as to all parties. If any party fails to consummate this settlement within sixty (60) days, any aggrieved party may reopen the case for enforcement of the settlement agreement within ten (10) days; and if successful, all additional attorneys' fees and costs from this date shall be awarded such aggrieved party or parties against the party failing to consummate the agreement.

IT IS FURTHER ORDERED AND ADJUDGED that this matter having been concluded, all motions pending in this matter, if any, are hereby moot and accordingly dismissed.

ORDERED, this the 19th day of January, 2006.

s/ Alfred G. Nicols, Jr.

UNITED STATES MAGISTRATE JUDGE